



PATENT

Attorney Docket No.: 92654-004-4012003

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#13  
Response  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of :	)	
	)	
James G. GATTO	)	Group Art Unit: 2876
	)	
Serial No.: 09/922,935	)	
	)	
Filed: August 7, 2001	)	Examiner: Karl D. Frech
	)	
For: ELECTRONIC FUND TRANSFER	)	
OR TRANSACTION SYSTEM	)	

Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO OFFICE ACTION DATED OCTOBER 15, 2002**

Sir:

In response to the Office Action dated October 15, 2002, reconsideration is requested.

**REMARKS**

The Examiner's acknowledgement of the prior amendments and position regarding the interpretation of "wireless" communication is acknowledged with appreciation. As a result, it is kindly requested that the Examiner acknowledge that the pending application and claims contain no new matter and are entitled to continuation versus cip status to clarify the record.

In response to the rejection over the Atchley reference, it is respectfully submitted that the reference fails to disclose at least the claim recitation of said control system adapted to receive the indicia from a customer remote communication unit and automatically provide the customer with select information via the interface, the select information being predefined by


the customer at said customer interface, said select information being selected by the customer and associated with the remote communication unit prior to the transaction.

This or similar language is set forth in Claim 19, paragraph (d); Claim 34, paragraph (e); Claim 37, paragraph (c), and Claim 40, paragraph (a-d). Atchley does not disclose storing customer defined transaction information, and presenting it at the time of a transaction.

Since the reference provides no disclosure or suggestion of at least these features, all claims are allowable over the art relied on in the rejection. Withdrawal of the pending rejection is requested.

Respectfully submitted,

Date: December 31, 2002

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